

Gary Lister  
301 Hemlock St.  
Cultus Lake, B.C.  
V2R 4Y7

PCT Legal Affairs  
USPTO  
Washington, D.C.  
20231

June 20, 2002

To Whom It May Concern

Re: Notification of Abandonment – US Application Number 10/019,435

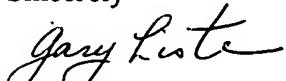
I recently received a second notice of abandonment, corrected from the first, see enclosed copies. The reason for the abandonment was failure to provide required information on time.

I am now writing you to ask you to withhold the Abandonment because the required information was timely submitted as evidenced by the information provided:

1. The full U.S. Basic National Fee (International Money Order # 773 1491 for a sum of \$445.00 USD) was mailed 2001/10/30 from Canada Post Outlet in Sardis, B.C. via XPRESSPOST Item # 53 002 677 559. A copy of a Priority Courier Track and Trace System Archive Index Information from Canada Post shows last scan 2001/10/31 that letter arrived at the Foreign Office United States meaning US Mail. It is my understanding if the required information is in the US mail system then the date it arrives into the system is the date that the USPTO uses.
2. A notice from The International Bureau of WIPO – Informing the application of the International application to the Designated Offices show under 1 that the US was notified as of 11 October 2001. It also states that no copy of the International application is required to be furnished by the applicant to the designated offices.

I wait your response indicating that the evidence provided was sufficient in having you withhold the Abandonment. If you need any more information please contact me: home phone (604) 858-8519, e-mail [glisters@shaw.ca](mailto:glisters@shaw.ca), work phone (604) 824-5225, work fax 96040 824-5226.

Sincerely

  
Gary Lister



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/019,435	Gary R. Lister	
INTERNATIONAL APPLICATION NO.		
PCT/CA00/00971		
LA. FILING DATE		PRIORITY DATE
08/28/2000		04/03/2000
<b>CONFIRMATION NO. 4234</b>		
371		
ABANDONMENT/TERMINATION		
LETTER		
 *OC000000008209487*		

Date Mailed: 05/30/2002

### NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated Office (37 CFR 1.494), has made the following determination:

- Applicant has failed to provide the full U.S. Basic National Fee by 20 months (37 CFR 1.494(b)(2)). *HU* ✓
- Applicant has failed to provide the Copy of the International Application by 20 months (37 CFR 1.494(b)(2)).

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.494, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

SHAKEEL AHMED

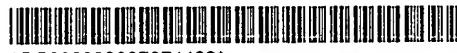
Telephone: (703) 305-3659

### PART 1 - ATTORNEY/APPLICANT COPY



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/019,435	Gary R. Lister	
INTERNATIONAL APPLICATION NO.		
PCT/CA00/00971		
I.A. FILING DATE	PRIORITY DATE	
08/28/2000	04/03/2000	
Gary R Lister 301 Hemlock Street Cultus Lake, BC V2R 4Y7 CANADA		
CONFIRMATION NO. 4234		
371 ABANDONMENT/TERMINATION LETTER		
 *OC00000007874469*		

Date Mailed: 04/17/2002

### NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated Office (37 CFR 1.494), has made the following determination:

- Applicant has failed to provide the Copy of the International Application by 20 months (37 CFR 1.494(b) (2)).

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.494, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

SHAKEEL AHMED

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Telephone: (703) 305-3659

### PART 1 - ATTORNEY/APPLICANT COPY



GARY LISTER

PAY TO THE  
ORDER OF  
PAYEZ À  
L'ORDRE DE

NAME OF REMITTER DONNEUR D'ORDRE

COMMISSIONER OF PATENTS\*\*\*\*\*

INTERNATIONAL MONEY ORDER  
MANDAT INTERNATIONAL

00120 CHILLIWACK

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773 1491

Oct/27/2001  
DATE

\*\*\*\*\*445.00\*\*\*

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WILMINGTON DE 19801DETACH HERE  
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2001/10/30 13:09:06 id.Penny  
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Reçu du client



**Trace Mail Centre/Centre du courrier repérable**

June 20, 2002

**Gary Lister  
301 Hemlock Street  
Cultas Lake BC V2R 4Y7**

**RE: LE 002 677 559 CA Partner No. 60114286 Case No. 466507**

Dear Mr. Lister

This refers to your inquiry regarding the item sent to:

**U.S. Patent & Trademark Office  
Crystal Plaza 3  
Washington DC 20231 U.S.A.**

This is to confirm that the above item was received by the U.S.A. Postal system on October 31 2001. I have attached a copy with this letter of our Track and Trace scanning.

I regret any inconvenience this has caused you.

Yours sincerely,

*Sharon McAuley*  
Sharon McAuley  
Customer Service Representative  
1-888-550-6333

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**111 Dunsmuir Street, Vancouver BC V6B 4Z3**

Page: 1 Document Name: untitled

OGL190DB  
MCCAUSH

PRIORITY COURIER TRACK AND TRACE SYSTEM  
ARCHIVE INDEX INFORMATION

2002/06/20

ITEM ID : LE 002 677 559 CA

PRINTER DESTINATION : LOCAL

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LAST SCAN TYPE                    DATE                    TIME                    OFFICE NAME

ARR. FOREIGN OFF.                2001/10/31 22:45                UNITED STATES

DC933493 ITEM HAS BEEN ARCHIVED

PF4 -ITEM STATUS SCREEN   PF9 -OVERNIGHT RETRIEVAL   PF11 -PREV MENU   PA1 -QUIT  
PF10-IMMEDIATE RETRIEVAL   PF12 -MAIN MENU   PF1 -HELP

# PATENT COOPERATION TREATY

PCT

## NOTICE INFORMING THE APPLICANT OF THE COMMUNICATION OF THE INTERNATIONAL APPLICATION TO THE DESIGNATED OFFICES

(PCT Rule 47.1(c), first sentence)

From the INTERNATIONAL BUREAU

To:

LISTER, Gary, R.  
301 Hemlock St.  
Cultus Lake, British Columbia V2R  
4Y7  
CANADA

Date of mailing (day/month/year) 11 October 2001 (11.10.01)		
Applicant's or agent's file reference		
International application No. PCT/CA00/00971	International filing date (day/month/year) 28 August 2000 (28.08.00)	Priority date (day/month/year) 03 April 2000 (03.04.00)
Applicant LISTER, Gary, R.		

### IMPORTANT NOTICE

1. Notice is hereby given that the International Bureau has communicated, as provided in Article 20, the international application to the following designated Offices on the date indicated above as the date of mailing of this Notice:  
KP,KR,US

In accordance with Rule 47.1(c), third sentence, those Offices will accept the present Notice as conclusive evidence that the communication of the international application has duly taken place on the date of mailing indicated above and no copy of the international application is required to be furnished by the applicant to the designated Office(s).

2. The following designated Offices have waived the requirement for such a communication at this time:  
AE,AG,AL,AM,AP,AT,AU,AZ,BA,BB,BG,BR,BY,BZ,CA,CH,CN,CR,CU,CZ,DE,DK,DM,DZ,EA,EE,EP,  
ES,FI,GB,GD,GE,GH,GM,HR,HU,ID,IL,IN,IS,JP,KE,KG,KZ,LC,LK,LR,LS,LT,LU,LV,MA,MD,MG,  
MK,MN,MW,MX,MZ,NO,NZ,OA,PL,PT,RO,RU,SD,SE,SG,SI,SK,SL,TJ,TM,TR,TT,TZ,UA,UG,UZ,VN,

The communication will be made to those Offices only upon their request. Furthermore, those Offices do not require the applicant to furnish a copy of the international application (Rule 49.1(a-bis)).

3. Enclosed with this Notice is a copy of the international application as published by the International Bureau on 11 October 2001 (11.10.01) under No. WO 01/74456

### REMINDER REGARDING CHAPTER II (Article 31(2)(a) and Rule 54.2)

If the applicant wishes to postpone entry into the national phase until 30 months (or later in some Offices) from the priority date, a demand for international preliminary examination must be filed with the competent International Preliminary Examining Authority before the expiration of 19 months from the priority date.

It is the applicant's sole responsibility to monitor the 19-month time limit.

Note that only an applicant who is a national or resident of a PCT Contracting State which is bound by Chapter II has the right to file a demand for international preliminary examination.

### REMINDER REGARDING ENTRY INTO THE NATIONAL PHASE (Article 22 or 39(1))

If the applicant wishes to proceed with the international application in the national phase, he must, within 20 months or 30 months, or later in some Offices, perform the acts referred to therein before each designated or elected Office.

For further important information on the time limits and acts to be performed for entering the national phase, see the Annex to Form PCT/IB/301 (Notification of Receipt of Record Copy) and Volume II of the PCT Applicant's Guide.

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland  Facsimile No. (41-22) 740.14.35	Authorized officer  J. Zahra  Telephone No. (41-22) 338.83.38
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